

PATENT

Attorney Docket No. 21143-7003

**DECLARATION
FOR PATENT APPLICATION**

As below named inventors,

Nizar Allibhoy
L. Dane Elliott
Joaquin Fernandez-Silva
Stephen M. Johnson

We hereby declare that our residence, post office address and citizenship are as stated below next to our names.

We believe we are the original, joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: **A METHOD AND SYSTEM FOR CONTROLLING AND AUDITING CONTENT/SERVICE SYSTEMS**, the specification of which

_____ is attached hereto.

X was filed on August 9, 2000 and assigned Application Serial Number 09/635,737 and was amended on _____.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign applications for patent or inventor's certificate, listed below and so identified, and we have also identified below any foreign application for patent or inventor's certificate on this invention filed by us or our legal representatives or assigns and having a filing date before that of the application on which priority is claimed.

| Number | Country | Day/Month/ Year Filed | Priority Claimed - Yes or No |
|--------|---------|--------------------------|---------------------------------|
| | | | |
| | | | |

We hereby claim the benefit under Title 35, United States Code, § 120 of any United States applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

| Application Serial No. | Filing Date | Status |
|------------------------|-------------|--------|
| | | |
| | | |

We hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States provisional application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior provisional application and the filing date of this application.

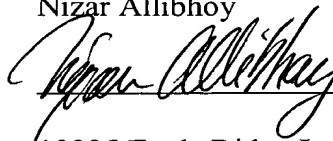
| Provisional Application No. | Filing Date | Status |
|-----------------------------|--------------|--------|
| 60/203,461 | May 11, 2000 | |
| | | |

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first
joint inventor:

Nizar Allibhoy

Inventor's signature:



Date:

1/9/01

Residence and Post
Office Address:

19935 Eagle Ridge Lane
Northridge, CA 91326

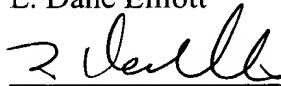
Citizenship:

A Citizen of the United States of America

Full name of second
joint inventor:

L. Dane Elliott

Inventor's signature:



Date:

1/9/01

Residence and Post
Office Address:

501 Manhattan Avenue
Hermosa Beach, CA 90254

Citizenship:

A Citizen of the United States of America

Full name of third
joint inventor:

Joaquin Fernandez-Silva

Inventor's signature:

Joaquin Fernandez-Silva Date: 18 Dec 00

Residence and Post
Office Address:

212 Kelp Street
Manhattan Beach, CA 90266

Citizenship:

A Citizen of the United States of America

Full name of fourth
joint inventor:

Stephen M. Johnson

Inventor's signature:

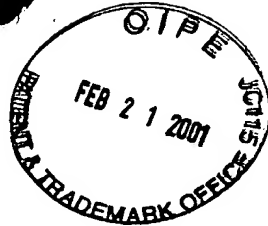
Stephen M. Johnson Date: 27 December '00

Residence and Post
Office Address:

1809 Peyton Avenue, #301
Burbank, CA 91504

Citizenship:

A Citizen of the United States of America



Attorney Docket No. 21143-7003

POWER OF ATTORNEY BY ASSIGNEE

RESPONDTV, INC. is the Assignee of the invention entitled: A METHOD AND SYSTEM FOR CONTROLLING AUDITING CONTENT/SERVICE SYSTEMS, the specification of which ___ is attached hereto or x was filed on August 9, 2000 as Application Serial No. 09/635,737.

Assignee hereby appoints the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

David G. Beck, Reg. No. 37,776
Michael E. Woods, Reg. No. 33,466

Send Correspondence to:

David G. Beck
McCutchen, Doyle, Brown & Enersen LLP
Three Embarcadero Center, Suite 2500
San Francisco, CA 94111

Direct Telephone Calls to:
(Name, reg. no., tele. no.)

David G. Beck
Reg. No.: 37,776
(415) 393-2000

RESPONDTV, INC.

Date: JAN. 10, 2001

By: *Dm J*
(Signature)

Name: DAWN JUDD

Title: GENERAL COUNSEL



Attorney Docket No. 21143-7003

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nizar Allibhoy et al.
Assignee: RespondTV, Inc.
Application No.: 09/635,737
Filed: August 9, 2000
For: A METHOD AND SYSTEM FOR CONTROLLING
AND AUDITING CONTENT/SERVICE SYSTEM

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. §§ 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- () the owner of the small business concern identified below:
(X) an official of the small business concern empowered to act on behalf of the
concern identified below:

NAME OF CONCERN: RespondTV, Inc.
ADDRESS: 1083 Mission Street
San Francisco, California 94103

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.3-18, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees under § 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled A METHOD AND SYSTEM FOR CONTROLLING AND AUDITING CONTENT/SERVICE SYSTEMS, Or Conveyor by inventors Nizar Allibhoy, L. Dane Elliott, Joaquin Fernandez-Silva and Stephen M. Johnson.

described in

- ☐ the specification filed herewith
- ☒ application Serial No. 09/635,737, filed August 9, 2000.
- ☐ Patent No. [], issued [].

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below' and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. § 1.9(c) or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

Full Name:

Address:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Full Name:

Address:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Full Name:

Address:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. § 1.28(b)).

¹NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of person signing: DAWN JUDD

Title of person
other than owner: GENERAL COUNSEL

Address of person signing:

Signature: Dawn J

Date: JAN. 10, 2001